

AN ORDINANCE authorizing condemnation of property for South
136th Street (1st Avenue South - Military South) R/W 1981

1 WHEREAS, the King County Council, on December 1, 1971, by Ordinance No.
2 1056, did adopt the 1972 annual budget for King County and did provide therein
3 for the Capital Improvement Program which adopted the Capital Program and the
4 Budget including a Transportation Program, and

5 WHEREAS, the King County Transportation Program provides for a County road
6 system development and improvement program coordinating the kind of road with
7 other elements of the larger transportation system, abutting land uses and
8 business, industry, government and residential processes, and

9 WHEREAS, the Capital Improvement Program provides for the acquisition and
10 construction of South 136th Street (1st Ave. So.-Military So.), and

11 WHEREAS, in order to acquire the property and property rights required to
12 lay out and construct South 136th Street (1st Ave. S.-Military S.), it is neces-
13 sary for King County to condemn certain lands and property rights and rights in
14 property for road purposes as hereinafter more particularly set forth, and

15 WHEREAS, the King County Council finds that the public health, safety,
16 necessity and convenience demand that South 136th Street (1st Ave. S.-Military
17 South), be constructed within King County in accordance with the Capital Improve-
18 ment Program, and that certain properties, property rights and rights in property
19 be condemned, appropriated, taken and damaged for the construction of said road,
20 as provided in this Ordinance.

21 THEREFORE, BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

22 SECTION 1. The King County Council has deemed it necessary and in the best
23 interest of the citizens of King County that the lands hereinafter described, and
24 other property rights and/or rights in property be condemned, appropriated,
25 taken and damaged for the purpose of constructing South 136th Street (1st Ave.
26 S.-Military S.), subject to the making or paying of just compensation to the
27 owners thereof in the manner provided by law.

28 PARCEL 35-1 The Sly 5 ft. of Lot 25, Block 2, Cedarhurst Division No. 1
29 in Sec. 17, Twp 23 N., Rge 4 E., W.M., as recorded in Vol. 31 of Plats, Page
30 40, records of King County, Washington: Also a portion of said Lot 25 lying
31 SWly of the arc of a circle with a radius of 20 ft. which is tangent to the
32 Easterly R/W line of 1st Ave. S., and tangent to a line which is 5 ft. Nly of
33 & parallel with the Nly R/W line of S. 136th St. Contains 706 Sq. Ft. M/L.

1 PARCEL 35-53 That portion of the W. 77.32 ft. of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of
2 the SE $\frac{1}{4}$, LESS South 320 Ft. and LESS County Rd., of Sec. 17, Twp 23 N., Rge 4
3 E., W.M., lying NWly of the arc of a circle having a radius of 20 ft. which is
4 tangent to the S. R/W line of S. 136th St., as surveyed by King County Surv.
5 #17-23-4-33, and tangent to the E. R/W line of 10th Ave. South
6 Containing 86 Sq. Ft. more or less.

7 PARCEL 35-138 That portion of the S. 75 ft. of the N. 180 ft. of the NE $\frac{1}{4}$
8 of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 17, Twp 23 N., Rge 4 E., W.M. lying Wly of Des
9 Moines Way S. (Also known as the S. $\frac{1}{2}$ of the E. 150 ft. of Lot 16, Joan C.
10 Halls Acre Tracts Unrecorded) said portion being described as follows:
11 A strip of land lying Wly of and adjacent to the Wly R/W line of Des Moines
12 Way So., as surveyed by King County Surv. E 20-23-4-45; Beginning at the South
13 property line of said parcel having a width of 6 ft., thence increasing Nly to
14 a terminus at the N. property line of said parcel of land having a width of 7
15 ft. Containing 0.01 Acres more or less (488 Sq. Ft.)

16 PARCEL 35-134 The Wly 7 ft. of the N. 170 ft. of the S. 485 ft. of the
17 N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 17, Twp 23 N., Rge 4 East, W.M., lying
18 Ely of Des Moines Way S., (Also known as Lots 3A & 4A, Joan C. Halls Acre
19 Tracts unrecorded.
20 Containing 0.03 Acres (1200 Sq. Ft.) more or less.

21 PARCEL 35-68 The Ely 7 ft. of the S.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of
22 Sec. 17, Twp 23 N., Rge 4 E., W.M., lying Wly of Des Moines Way together with
23 that portion of land lying SEly of the arc of a circle having a radius of 30
24 ft., which is tangent to the Nly R/W line of S. 136th Street and to a line
25 which is 7 ft. Wly of and parallel to the Wly R/W line of Des Moines Way.
26 LESS the North 298.56 ft. thereof.
26 Containing 2509 Sq. Ft. more or less.

27 PARCEL 35-101A A portion of the Sly 142.35 ft. of the Nly 172.35 ft. of
28 the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 17, Twp 23 N. Rge 4 East, W.M. Ely of
29 Des Moines Way; lying NEly of the arc of a circle having a radius of 25 ft.,
30 which is tangent to the Sly R/W line of S. 136th St. and the Wly R/W line of
31 16th Ave. S. Containing 135 Sq. Ft. more or less.

32 PARCEL 35-120 That portion of Lot 5, Block B., Ord's Home Tracts, Sec. 16
33 Twp 23 N., Rge 4 E., W.M. as recorded in Vol. 20 of Plats, Page 11, Records of

King County, Washington; Lying SEly of the arc of a circle having a radius of 25 Ft. which is tangent to the S. and E. property lines of said Lot 5. Containing 134 Sq. Ft. more or less.

TEMPORARY CONSTRUCTION EASEMENTS

PARCEL 35-1A The Nly 1 ft. of the Sly 6 ft. of the Ely 20 ft., of Lot 25, Block 2, Cedarhurst Division No. 1, in Sec. 17, Twp 23 N., Rge 4 E., W.M. as recorded in Vol. 31 of Plats, Page 40, Records of King County, Washington Containing 20 Sq. Ft.

PARCEL 35-53A The Nly 2 ft. of the W. 77.32 ft. of the N.E. $\frac{1}{4}$ of the (Tax Lot 32) N.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$, LESS the S. 320 ft., of Sec. 17, Twp 23 N., Rge 4 E., W.M. LESS County Road. Containing 155 Sq. Ft. more or less.

EASEMENTS FOR SLOPES

PARCEL 35-66 The W. 75 ft. of the following: Beginning on the N. line of (Tax Lot 436) S. 136th St., 405 ft. E. of the W. line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 17, Twp 23 N., Rge 4 East, W.M., thence E. to a point 30 ft. W. of E. line of said subdivision, thence N. 134.56 ft. thence W. to a point N. of Beginning thence S. to Beginning. To make slopes on the said property for cuts and fills as follows: A strip of land lying adjacent to and Nly of the N. R/W line of S. 136th St. as surveyed by King County Surv. #17-23-4-33, said strip being described as follows: Beginning at the W. line of above described parcel at 4 ft. width, thence increasing to 5 ft. width at Engr. Sta. 43+00 thence increasing to 6 ft. width at Sta. 43+50, thence increasing to 8 ft. width at the E. line of the above described parcel. Contains 420 Sq. Ft. Max. width 8 ft.

PARCEL 35-101 The W. 271 ft. of the E. 301 ft. of the S. 15 ft. of the N. 45 ft. of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 17, Twp 23 N., Rge 4 E., W.M., Less County Road ALSO known as a portion of Lot 1A, Joan C. Hall's Acre Tracts, unrecorded, Less the N. 35 ft. and the E. 30 ft. for Road. To make slopes on the said property for cuts & fills as follows: A strip of land lying adj. to & Sly of the S. R/W line of S. 136th St. as surv. by King Co. Surv. #17-23-4-33 said strip being described as follows: Beginning at Engr. Sta. 49+60 at 14 ft. width, thence increasing to 15 ft. width at Sta. 50+00, thence decreasing to 12 ft. width at Sta. 50+50, thence decreasing to 8 ft. width at Sta. 51+00,

thence decreasing to 3 ft. width at Sta. 51+50, Maximum width of slope 15 ft.

PARCEL 35-120A Lot 5, Block B. in J.F. Ords Home Tracts in Sec. 16, Twp 23 N., Rge 4 E., W.M., as recorded in Vol. 20 of Plats, Page 11, Records of King County, Washington. To make slopes for cuts and fills as follows: A strip of land lying adj. to and Nly of the N. R/W line of S.136th St. as surveyed by King Co. Surv. #17-23-4-33 said strip being described as follows: Beginning at the W. line of above described Lot 5 at 3 ft. width, thence decreasing to 2 ft. width at Eng.Sta. 76+50, th decreases to 1 ft. width at Sta.77+00, th increase to 5' width at Engrs. Sta. 77+50, thence continuing at 5 ft. width to E. line of said Lot 5. Contains 360 Sq. Ft. Max. Width 5 ft.

SECTION 2. The King County Council determines that condemnation proceedings are hereby authorized to acquire property and property rights and/or rights in property together with the right to construct and maintain slopes for cuts and fills on certain abutting property described herein, for the purpose of the subject road improvement.

SECTION 3. The Attorneys for King County be and they are hereby authorized and directed to begin and prosecute the proceedings provided by law to condemn, take and appropriate the land and other property and property rights necessary to carry out the provisions of this Ordinance.

INTRODUCED AND READ for the first time this 2nd day of October, 1972.

PASSED at a regular meeting of the King County Council this 16th day of October, 1972.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Mary J. Owen
Chairman of the Council

ATTEST:

Lee Kraft
Administrator-Clerk of the Council

APPROVED this 26th day of October, 1972

John D. Spellman
King County Executive